


The trial date should be treated as a firm date. (Counsel should immediately confirm the trial date with any and all witnesses and advise the Court if the date is a problem. If counsel fails to bring any such conflict to the Court's attention **within the next three days**, no adjournments will be granted on that basis.) That said, the Court notes that it already has a trial scheduled for that date, in the consolidated cases of 17-CV-4767, 17-CV-4803, and 18-CV-2111, which — because they are older — take precedence over this case. The Court will keep counsel apprised of whether that trial is going forward. If the parties would prefer to have a date certain for trial, they should consider consenting to the jurisdiction of the assigned Magistrate Judge who, among other things, is unconstrained by a felony trial schedule.

The parties are further advised that the trial date will not be adjourned on account of a settlement in principle; put differently, unless the parties (1) file a stipulation of dismissal or settlement or (2) appear in person to put the material terms of a settlement on the record (and the Court approves the settlement to the extent that such approval is required), the parties should be prepared to go to trial as scheduled.

The Clerk of Court is directed to terminate ECF No. 89.

SO ORDERED.

Dated: July 12, 2023
New York, New York



JESSE M. FURMAN
United States District Judge